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Attorneys for Plaintiff  
 JOSEPH DALE

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

JOSEPH DALE,	)	Case No. CV-10-526 MEJ
	)	
Plaintiff,	)	
v.	)	<b>STIPULATION RE</b>
	)	<b>DISMISSAL OF ENTIRE</b>
KEEFE KAPLAN MARITIME, INC.;	)	<b>CASE AND CROSS-</b>
VOLVO PENTA OF THE AMERICAS, INC.;	)	<b>COMPLAINT AND ORDER</b>
HC COMPOSITES L.L.C. dba WORLD CAT	)	<b>THEREON</b>
also dba WORLD CLASS CATAMARANS;	)	
HELMUT'S MARINE SERVICE	)	
	)	FRCP 41(a)(1)
Defendants.	)	
_____	)	

Pursuant to the Federal Rules of Civil Procedure, Rule 41 (a) (1) (ii), IT  
 IS HEREBY STIPULATED by and among the parties hereto that the Complaint  
 against KEEFE KAPLAN MARITIME, INC.; VOLVO PENTA OF THE AMERICAS,  
 INC.; HC COMPOSITES L.L.C. dba WORLD CAT also dba WORLD CLASS  
 CATAMARANS and HELMUT'S MARINE SERVICE, and the Cross-Complaint by  
 KKMI against VOLVO PENTA OF THE AMERICAS, INC.; HC COMPOSITES L.L.C.  
 and WORLD CLASS CATAMARANS, is hereby dismissed with prejudice, each party to  
 bear its own costs and attorneys fees.

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1 **SO STIPULATED.**

2  
3  
4 Dated: August 12, 2010

BIRNBERG & ASSOCIATES

5  
6 By: /s/ Cory A. Birnberg  
Cory A. Birnberg  
7 Attorneys for Plaintiff

8  
9  
10 Dated: August 12, 2010

GIBSON, ROBB & LINDH  
By: /s/ Josh Southwick  
Josh Southwick  
Attorney for Defendants  
HC COMPOSITES, LLC dba WORLD CAT also dba  
13 WORLD CLASS CATAMARANS

14 Dated: August 12, 2010

THE SIMMONS FIRM

15  
16 By: /s Dennis E. Simmons  
Dennis E. Simmons  
17 Attorneys for Defendant,  
18 HELMUT'S MARINE SERVICE

19 Dated: August 12, 2010

COX, WOOTTOM, GRIFFIN,  
20 HANSEN & POULOS, LLP

21  
22 By: /s/ Terrence S. Cox  
Terrence S. Cox  
23 Attorneys for Defendant,  
24 KEEFE KAPLAN MARITIME, INC.

25 Dated: August 12, 2010

DUANE MORRIS, LLP

26 By: /s/ Brian A. Kelly  
Brian A. Kelly  
27 Attorneys for Defendant,  
28 VOLVO PENTA OF THE AMERICAS, INC.

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**ORDER RE DISMISSAL**

Based upon the foregoing stipulation and good cause appearing therefor,  
**IT IS ORDERED** that the entire action be dismissed with prejudice including any and all  
cross complaints.

Dated: August 17, 2010

By:   
The Honorable Maria Elena James  
U.S. District Court Magistrate

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